

**REMARKS**

**Petition for Extension of Time Under 37 CFR 1.136(a)**

It is hereby requested that the term to respond to the Examiner's Action of April 2, 2010 be extended two months, from July 2, 2010 to September 2, 2010.

The Commissioner is hereby authorized to charge the extension fee to Deposit Account No. 50-4364 and any additional fees associated with this communication to Deposit Account No. 09-0457.

In the Office Action, the Office indicated that claims 1, 2, 4-9, 11-16, and 18-22 are pending in the application and the Office rejected all claims.

**Claim Rejections, 35 U.S.C. §101**

On page 2 of the Office Action, the Office rejected claims 8 and 22 under 35 U.S.C. §101 as being directed to non-statutory subject matter. Applicant has amended claims 8 and 22 to specifically include a recitation of hardware elements. Applicant submits that these amendments overcome this rejection. Accordingly, the Office is respectfully requested to reconsider and withdraw the rejection of claims 8 and 22 under 35 U.S.C. §101.

**The §112 Rejection**

On page 3 of the Office Action, the Office rejected claims 1, 2, 4-9, 11-16, and 18-22 under 35 U.S.C. §112, second paragraph, as being indefinite. Applicant has amended claim 1 to remove the antecedent-basis issue raised by the Office. Accordingly, the Office is respectfully

requested to reconsider and withdraw the rejection of claims 1, 2, 4-9, 11-16 and 18-22 under 35 U.S.C. §112.

**The §103 Rejection**

On page 4 of the Office Action, the Office rejected claims 1, 2, 4-9, 11-16, and 18-22 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent Application Publication No. 2005/0050548 to Sheinis et al. in view of U.S. Patent No. 5,603,027 to Ohkami et al.

**Sheinis Is Not Prior Art to the Present Invention**

As set forth in the Declaration of Sook C. Chua, applicant conceived and reduced to practice the claimed invention prior to August 28, 2003, which is the application filing date of Sheinis. Since Sheinis is not prior art with respect to the present invention, applicant respectfully requests the Office to reconsider and withdraw the rejection of the claims under 35 U.S.C. §103.

**Conclusion**

The present invention is not taught or suggested by the prior art. Accordingly, the Office is respectfully requested to reconsider and withdraw the rejection of the claims. An early Notice of Allowance is earnestly solicited.

**PATENT**

**Application No. 10/804,644**

**Docket No. END920050015US1**

**Page 9**

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Respectfully submitted,

August 27, 2010

Date

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